

**REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY
(BY INVENTOR(S) OR ASSIGNEE)**

(complete A or B)

A. ☒ DECLARATION BY THE INVENTOR(S)

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in letters patent number 5,421,192 granted on June 6, 1995 and in the foregoing specification and for which invention I solicit a reissue patent;

B. ☐ DECLARATION BY ASSIGNEE

NOTE: ~~X~~ The assignee of the entire interest may make the declaration if the reissue application does not seek to enlarge the scope of the claims of the original patent. 37 CFR 1.172.

(type or print name of declarant) (Title)
of _____
(Name of company or legal entity on whose behalf declarant is authorized to sign)
declare that I am a citizen of _____ and resident of _____,
_____ that the entire title to letters patent number
_____ for _____
_____, granted on _____,
19_____
to _____ is vested in _____
(Inventor(s)) (Name of company or legal entity)

that I believe said named inventor(s) to be an original, first and sole inventor (if only one name is listed) or an original, first and part inventor (if plural names are listed) of the subject matter which is described and claimed in the aforesaid letters patent and in the foregoing specification and for which invention I solicit a reissue patent.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims,

I acknowledge the duty to disclose information which is material to the examination of this application namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent.

- ☐ In compliance with this duty, there is attached an information disclosure statement in accordance with 37 CFR 1.98.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

(complete C or D)

- C. ☒ No such applications have been filed.
D. ☐ Such applications have been filed as follows:

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

Country	Application No.	Date of filing (day, month, year)	Date of issue (day, month, year)	Priority Claimed
				<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

STATEMENT OF INOPERATIVENESS OR INVALIDITY OF ORIGINAL PATENT 37 CFR 1.175

That I believe the original patent to be

- ☒ partly
☐ wholly

☒ invalid because of error without any deceptive intent on the part of the applicant.

NOTE: Declarant must state the reasons for the belief and, if it be "by reason of a defective specification or drawing" or "by reason of the patentee claiming more or less than he had the right to claim in the patent," particularly specifying the defects and distinctly specifying the excess or insufficiency in the claims. In addition to stating that said errors arose "without any deceptive intention" on the part of the applicant the errors relied upon should be particularly specified and details as to how they arose or occurred supplied. Corroborating affidavits or declarations of others may be filed. 37 CFR 1.175.

**STATEMENT OF INOPERATIVENESS OR INVALIDITY OF
ORIGINAL PATENT**

(continued)

The original application is believed to be defective by reason of the declarant claiming less than he had the right to claim in the patent. Applicant did not fully explain to the agent who prepared the application that it was not absolutely necessary to premix naphthalimide dye with refrigerant lubricant prior to adding the dye to a heating, ventilating or air conditioning system to provide detection of leaks. Said error arose without any deceptive intention on the part of the applicant.

1. when
did error
occur?

2. when were
errors discovered?

(use supplemental page(s) if necessary)

POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number.)

Robert J. Black
(Reg. No. 24,498)

Richard W. Carpenter
(Reg. No. 18,263)

(check the following item, if applicable)

- ☐ Attached as part of this declaration and power of attorney is the authorization of the above named attorney(s) to accept and follow instructions from my representative.

SEND CORRESPONDENCE TO:
Robert J. Black
Carpenter and Black
1400 Renaissance Drive
Suite 205
Park Ridge, IL 60068

DIRECT TELEPHONE CALLS TO:
Robert J. Black
708-635-6370

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(Signature(s))

☒ BY THE INVENTOR(S)

Full name of sole or first inventor Richard G. Henry
Inventor's signature Richard G. Henry
Date 8/15/95 Country of Citizenship U.S.A.
Residence Mayfield Heights, OH 44124
Post Office Address 6805 Mayfield Road #1522
Mayfield Heights, OH 44124
Full name of second joint inventor, if any _____
Inventor's signature _____
Date _____ Country of Citizenship _____
Residence _____
Post Office Address _____

☐ BY ASSIGNEE OR PERSON AUTHORIZED TO SIGN ON BEHALF OF ASSIGNEE

NOTE: Even though inventor(s) do not sign, complete above information for inventor(s).

(complete the following if applicable)

(type name of assignee)

Address of assignee

Title of person authorized to sign on behalf of assignee

☐ Assignment recorded in PTO on _____

Reel _____

Frame _____

☐ A separate ☐ "ASSIGNMENT (DOCUMENT) COVER SHEET" or ☐ FORM PTO 1595 is submitted herewith along with the assignment

CERTIFICATION BY ASSIGNEE

☐ Attached is a "CERTIFICATE UNDER 37 CFR 3.73(b)" establishing the right of the assignee to take action in this reissue.

Signature of assignee or person authorized to
sign on behalf of assignee

(check proper box(es) for any added page(s) forming a part of this declaration)

☐ Signature for third and subsequent joint inventors. Number of pages added. _____

☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added. _____

☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added. _____

☒ Statement of inoperativeness or invalidity of original patent. 37 CFR 1.175. Number of pages added _____

☐ Authorization of attorney(s) to accept and follow instructions from representative.

Attorney's Docket No. 94-7-1-RE

PATENT

Applicant or Patentee: Richard G. Henry

Application or Patent No.: /

Filed or Issued: /

For: LEAK DETECTION IN HEATING, VENTILATING AND AIR CONDITIONING
SYSTEMS USING AN ENVIRONMENTALLY SAFE MATERIAL**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c))—SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
- ☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Bright Solutions, Inc.

ADDRESS OF CONCERN 1738 Maplelawn Drive

Troy, Michigan 48084

I hereby declare that the above identified small business concern qualifies as a small business concern, as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to, and remain with, the small business concern identified above, with regard to the invention entitled

LEAK DETECTION IN HEATING, VENTILATING AND AIR CONDITIONING SYSTEMS
USING AN ENVIRONMENTALLY SAFE MATERIAL
by inventor(s) Richard G. Henry

described in

☒ the specification filed herewith.☐ application no. / , filed☐ patent no. , issued

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c), if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

(Small entity—Small Business [7-4]—page 1 of 2)

NAME _____
ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Terrence D. Kalley
TITLE OF PERSON OTHER THAN OWNER President
ADDRESS OF PERSON SIGNING 5384 Breeze Hill Place
Troy, Michigan 48098

SIGNATURE

Terrence D. Kalley

Date

8/22/95